

MAYOR & COUNCIL AGENDA COVER SHEET

MEETING DATE:

December 4, 2006

CALL TO PODIUM:

Fred Felton
Assistant City Manager

RESPONSIBLE STAFF:

Fred Felton
Assistant City Manager

AGENDA ITEM:

(please check one)

	Presentation
	Proclamation/Certificate
	Appointment
	Public Hearing
	Historic District
	Consent Item
	Ordinance
X	Resolution
	Policy Discussion
	Work Session Discussion Item
	Other:

PUBLIC HEARING HISTORY:

(Please complete this section if agenda item is a public hearing)

Introduced	
Advertised	
Hearing Date	
Record Held Open	
Policy Discussion	

TITLE:

Resolution of the Mayor and City Council Authorizing the City Manager to Negotiate and Execute a Contract With Rifkin, Livingston, Levitan & Silver, LLC for Legal Services Associated With the City's 2007 State Legislative Agenda

SUPPORTING BACKGROUND:

For many years, the City has retained former Senator Larry Levitan from the firm of Rifkin, Livingston, Levitan & Silver, LLC to assist us with legislative issues pending before the General Assembly; however, the total fee rarely exceeded \$5,000.00.

Given that the Mayor and City Council have adopted an aggressive State legislative agenda for the 2007 Legislative Session, staff anticipates needing significantly more assistance from our legislative consultants than we have in the past.

Accordingly, we are requesting authorization to enter into a retainer agreement with Rifkin, Livingston, Levitan & Silver, LLC not to exceed \$25,000.00.

DESIRED OUTCOME:

Adopt Resolution.

RESOLUTION NO. _____

Resolution of the Mayor and City Council Authorizing the
City Manager to Negotiate and Execute a Contract
With Rifkin, Livingston, Levitan & Silver, LLC
for Legal Services Associated With the City's
2007 State Legislative Agenda

WHEREAS, Section 57 of the Gaithersburg City Charter provides that the City Council may permit negotiations of contracts without sealed bids for projects and services where, in the opinion of the Council, the interests of the City would best served by negotiated contracts; and

WHEREAS, the Mayor and City Council have determined that the firm of ; and Rifkin, Livingston, Levitan & Silver, LLC is uniquely qualified to assist the City in securing General Assembly approval of our 2007 State legislative agenda:

NOW, THEREFORE, BE IT RESOLVED, that the City Manager is authorized and directed to Negotiate and Execute a Contract With Rifkin, Livingston, Levitan & Silver, LLC for legal services associated with the City's 2007 State legislative agenda in an amount not to exceed the amount of Twenty Five Thousand Dollars (\$25,000.00); said funds to be expended from the Operating Contingency Fund.

ADOPTED by the Mayor and City Council this 4th day of December, 2006

SIDNEY A. KATZ, MAYOR and
President of the Council

THIS IS TO CERTIFY that the foregoing
Resolution was adopted by the City Council
in public meeting assembled on the 4th day
of December, 2006.

David B. Humpton, City Manager

Resolution Request Form

REQUEST FORM FOR RESOLUTIONS PERTAINING TO EXPENDITURES FROM THE CITY BUDGET (CONTRACTS/PURCHASES, TRANSFER FUNDS)

(Please attach the Mayor and Council Agenda Cover Sheet to this Form. For contracts/purchases, the Cover Sheet MUST include a list of all bidders and bid amounts.)

Requested by: Frederick J. Felton Date of City Council Meeting: December 4, 2006

AUTHORIZING

Purchase _____ Award Contract _____ Transfer Funds _____ Negotiate/
Execute a Contract X

BID INFORMATION:

Advertisement Date N/A
Newspaper(s) N/A
Bids Opened/Tabulated (date) N/A

DESCRIPTION OF ITEM(S):

CONTRACTED/PURCHASE FROM:

Rifkin, Livingston, Levitan & Silver, LLC (\$25,000.00)
225 Duke of Gloucester Street
Annapolis, Maryland 21401

CONTRACT/PURCHASE AMOUNT: **\$25,000.00**

Check One: In the Amount of _____ Not to Exceed X

FUNDS TO BE EXPENDED FROM: Operating Budget X Capital Improvements Budget _

Account Number: Operating Contingency Fund (1911.5800)
(For Finance Department use only; not to be included in the Resolution)

VERIFICATION OF AVAILABILITY OF FUNDS Available _____ Not available _____

Finance Dept. Date